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**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

UNITED STATES OF AMERICA,

Plaintiff,

vs.

ERIC MONSIVAIS,

Defendant.

Case Nos. 2:13-cr-00368-JAD-VCF

**ORDER GRANTING GOVERNMENT'S
MOTION TO DISMISS INDICTMENT
AGAINST ERIC MONSIVAIS**

ECF No. 217

Certification: This motion is timely filed.

The government moves for leave of Court to dismiss the indictment against Eric Monsivais. The indictment charges Monsivais with Count One: *Child Exploitation Enterprise*, in violation of 18 U.S.C. § 2252A(g); Count Three: *Conspiracy to Produce Child Pornography*, in violation of 18 U.S.C. § 2251(e), and Count Five: *Conspiracy to Distribute Child Pornography*, in violation of 18 U.S.C. § 2252A(a)(3) and (b)(1). The government believes that in the interest of justice the indictment should be dismissed. Accordingly, pursuant to the Federal Rule of

1 Criminal Procedure 48(a), the government moves for leave of Court to dismiss without
2 prejudice the indictment against Monsivais.¹

3 **DATED** this 26th day of March, 2021.


4 Respectfully submitted,

5 CHRISTOPHER CHIOU
6 Acting United States Attorney

7 /s/ Christopher Burton
8 CHRISTOPHER BURTON
9 Assistant United States Attorney
District of Nevada

10
11 **ORDER**

12 **Good cause appearing, the Government's Motion to**
13 **Dismiss [ECF No. 217] is GRANTED. The indictment is**
14 **dismissed without prejudice against Defendant Eric**
Monsivais.

15 
16 U.S. District Judge
March 29, 2021

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24 ¹ Similarly, the government moves to dismiss the pending forfeiture allegations as against
Monsivais.